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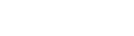
UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Viginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/509,789	03/30/2000	HANS-JOSEF STERZEL	48428	9729	
26474 7	7590 07/09/2003				
KEIL & WEINKAUF			EXAMI	EXAMINER	
	CTICUT AVENUE, N.W. N, DC 20036		DOVE, TRA	DOVE, TRACY MAE	
			ART UNIT	PAPER NUMBER	
			1745	10	
			DATE MAILED: 07/09/2003	1/	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)	
Advisory Action	09/509,789	STERZEL ET AL.	J
Advisory Action	Examiner	Art Unit	
	Tracy Dove	1745	
The MAILING DATE of this communication appe	ears on the cover sheet with the c	orrespondence addre	ess
THE REPLY FILED 16 June 2003 FAILS TO PLACE THE Therefore, further action by the applicant is required to avoinal rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appead Examination (RCE) in compliance with 37 CFR 1.114.	void abandonment of this applica) a timely filed amendment which	ation. A proper reply to places the application	to a on in
PERIOD FOR RE	EPLY [check either a) or b)]		
a) The period for reply expires 3 months from the mailing date b) The period for reply expires on: (1) the mailing date of this a no event, however, will the statutory period for reply expire ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The see have been filed is the date for purposes of determining the period of see under 37 CFR 1.17(a) is calculated from: (1) the expiration date of 2) as set forth in (b) above, if checked. Any reply received by the Offi mely filed, may reduce any earned patent term adjustment. See 37 CFR	Advisory Action, or (2) the date set forth later than SIX MONTHS from the mailing of FILED WITHIN TWO MONTHS OF THE date on which the petition under 37 CF of extension and the corresponding amount the shortened statutory period for reply ce later than three months after the mail	g date of the final rejection IE FINAL REJECTION. S R 1.136(a) and the appropunt of the fee. The approportionally set in the final O	n. see MPEP oriate extension priate extension ffice action; or
1. A Notice of Appeal was filed on Appellant's 37 CFR 1.192(a), or any extension thereof (37 CFR	R 1.191(d)), to avoid dismissal o		•
2. The proposed amendment(s) will not be entered be			
(a) \boxtimes they raise new issues that would require furth		see NOTE below);	
(b) _ they raise the issue of new matter (see Note b	•		
(c) they are not deemed to place the application i issues for appeal; and/or	n better form for appeal by mate	rially reducing or sim	plifying the
(d) they present additional claims without cancel	ing a corresponding number of fi	nally rejected claims.	
NOTE: See Continuation Sheet.			
Applicant's reply has overcome the following reject	tion(s): <u>The objection to claim 26</u>	<u>S</u> .	
 Newly proposed or amended claim(s) would canceling the non-allowable claim(s). 	be allowable if submitted in a se	eparate, timely filed a	mendment
5. The a) affidavit, b) exhibit, or c) request for application in condition for allowance because:		dered but does NOT	place the
 The affidavit or exhibit will NOT be considered bed raised by the Examiner in the final rejection. 	ause it is not directed SOLELY t	o issues which were	newl <u>y</u>
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims w			d an
The status of the claim(s) is (or will be) as follows:			
Claim(s) allowed:			
Claim(s) objected to:			
Claim(s) rejected: 26.			
Claim(s) withdrawn from consideration: 21,22,25 a	<u>nd 27</u> .		
8. The proposed drawing correction filed on is	a) ☐ approved or b) ☐ disapp	roved by the Examin	er.
9. Note the attached Information Disclosure Stateme	nt(s)(PTO-1449) Paper No(s)	 ·	
0. ☑ Other: <u>See Continuation Sheet</u>		W	
	•	Patrick Ryan rvisory Paterর Exami chnology Center র 70৫	
Polant and Trademark Office			

Continuation Sheet (PTO-303)





Continuation of 2. NOTE: The limitation "Li-ion battery wherein the electrolyte consists essentially of" requires further search and/or consideration...

Continuation of 10. Other: Applicant argues a skilled worker following the teachings of Narang would necessarily add the CO2 generating compound to the electrolyte. However, Narang discloses "the electrolyte composition optionally contains a CO2 generating compound" (abstract). One of skill would not interpret "optionally" as "necessarily added". Thus Applicant's arguments are not convincing.